

# COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and

I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **IMPROVED DELIVERY OF MULTIPLE DOSES OF MEDICATIONS** the specification of which:

(XX) is attached hereto.

( ) was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to the patentability of this application in accordance with 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a-d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of any application on which priority is claimed:

Country	Number	Date Filed	Priority Claimed			
			Yes		No	
			Yes		No	
			Yes		No	

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge

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the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (pending, patented)
08/567,131	December 4, 1995	Pending
08/583,317	January 5, 1996	Pending
08/647,642	May 15, 1996	Pending

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Provisional Application No.	Filing Date

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: John W. Caldwell, Registration No. 28,937 of the firm of **WOODCOCK WASHBURN KURTZ MACKIEWICZ & NORRIS LLP**, One Liberty Place - 46th Floor, Philadelphia, Pennsylvania 19103, and

Address all telephone calls and correspondence to:

John W. Caldwell  
WOODCOCK WASHBURN KURTZ MACKIEWICZ & NORRIS LLP  
One Liberty Place - 46th Floor  
Philadelphia, PA 19103  
Telephone No. 215-568-3100.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1	Full Name: Atul M. Mehta, 1-00	Inventor's Signature: Atul m. mehta.	Date: July 10, 1997
	Residence: 252 East Crescent Avenue Ramsey, New Jersey 07446 NJ	Citizenship: U.S.A.	
	Post Office Address: Same		
2	Full Name: Andrew L. Zeitlin 2-00	Inventor's Signature:	Date
	Residence: 1500 Whitebridge Road Millington, New Jersey 07946 NJ	Citizenship: U.S.A.	
	Post Office Address: Same		
3	Full Name: Maghsoud M. Dariani 3-00	Inventor's Signature:	Date
	Residence: 11 Byron Lane Fanwood, New Jersey 07023 NJ	Citizenship: Iran	
	Post Office Address:		
4	Full Name:	Inventor's Signature:	Date
	Residence:	Citizenship:	
	Post Office Address:		
5	Full Name:	Inventor's Signature:	Date
	Residence:	Citizenship:	
	Post Office Address:		

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(XX) is attached hereto.

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			Yes		No	
			Yes		No	
			Yes		No	

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Provisional Application No.	Filing Date

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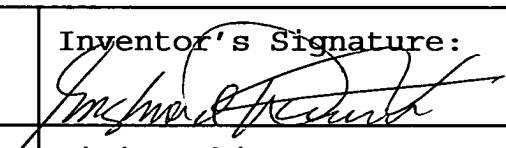
Address all telephone calls and correspondence to:

**John W. Caldwell**  
**WOODCOCK WASHBURN KURTZ MACKIEWICZ & NORRIS LLP**  
 One Liberty Place - 46th Floor  
 Philadelphia, PA 19103  
 Telephone No. 215-568-3100.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

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United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1	Full Name: Atul M. Mehta,	Inventor's Signature:	Date:
	Residence: 252 East Crescent Avenue Ramsey, New Jersey 07446	Citizenship: U.S.A.	
	Post Office Address: Same		
2	Full Name: Andrew L. Zeitlin	Inventor's Signature: 	Date: 5/17/97
	Residence: 1500 Whitebridge Road Millington, New Jersey 07946	Citizenship: U.S.A.	
	Post Office Address: Same		
3	Full Name: Maghsoud M. Dariani	Inventor's Signature: 	Date: 6-17-97
	Residence: 11 Byron Lane Fanwood, New Jersey 07023	Citizenship: Iran	
	Post Office Address:		
4	Full Name:	Inventor's Signature:	Date
	Residence:	Citizenship:	
	Post Office Address:		
5	Full Name:	Inventor's Signature:	Date
	Residence:	Citizenship:	
	Post Office Address:		

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Applicant or Patentee: Atul M. Mehta, Andrew L. Zeitlin and Maghsoud M. Dariani

Serial or Patent No.: Unknown Attorney's Docket No.: CELG-0008

Date Filed or Issued: Herewith

MAR 13 1998

For: IMPROVED DELIVERY OF MULTIPLE DOSES OF MEDICATIONS

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(d) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am:

( ) the owner of the small business concern identified below:

(XX) an official empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Celgene Corporation  
ADDRESS OF CONCERN: 7 Powder Horn Drive  
Warren, NJ 07059

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that: (1) the number of employees of the concern, including those of its affiliates, does not exceed 500 persons; and (2) the concern has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled IMPROVED DELIVERY OF MULTIPLE DOSES OF MEDICATIONS by inventor(s) Atul M. Mehta, Andrew L. Zeitlin and Maghsoud M. Dariani described in

(XX) specification filed herewith.

( ) application serial no. \_\_\_\_\_, filed \_\_\_\_\_.

( ) patent no. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

**\*NOTE:** Separate verified statements are required for each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: Atul M. Mehta

ADDRESS: 252 East Crescent Avenue  
Ramsey, New Jersey 07446

(XX) INDIVIDUAL ( ) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

FULL NAME:

ADDRESS:

( ) INDIVIDUAL ( ) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING

TITLE OF PERSON SIGNING

ADDRESS OF PERSON SIGNING

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DATE

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Applicant or Patentee: Atul M. Mehta, Andrew L. Zeitlin and  
Maghsoud M. Dariani

Serial or Patent No.: Unknown Attorney's Docket No.: CELG-0008

Date Filed or Issued: Herewith

For: IMPROVED DELIVERY OF MULTIPLE DOSES OF MEDICATIONS

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(c) and 1.27(b)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled IMPROVED DELIVERY OF MULTIPLE DOSES OF MEDICATIONS described in

(XX) specification filed herewith.

( ) application serial no. \_\_\_\_\_, filed \_\_\_\_\_.

( ) patent no. \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

( ) no such person, concern, or organization

(XX) person, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: Celgene Corporation

ADDRESS: 7 Powder Horn Drive  
Warren, NJ 07059

( ) INDIVIDUAL (XX) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

FULL NAME:

ADDRESS:

( ) INDIVIDUAL ( ) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

FULL NAME:

ADDRESS:

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Atul M. Mehta,  
NAME OF INVENTOR

Andrew L. Zeitlin  
NAME OF INVENTOR

Maghsoud M. Dariani  
NAME OF INVENTOR

\_\_\_\_\_  
Signature of Inventor

\_\_\_\_\_  
Signature of Inventor

\_\_\_\_\_  
Signature of Inventor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

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Applicant or Patentee: Atul M. Mehta, Andrew L. Zeitlin and Maghsoud M. Dariani

Serial or Patent No.: Unknown Attorney's Docket No.: CELG-0008

Date Filed or Issued: Herewith

For: IMPROVED DELIVERY OF MULTIPLE DOSES OF MEDICATIONS

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(XX) specification filed herewith.

( ) application serial no. \_\_\_\_\_, filed \_\_\_\_\_.

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( ) patent no. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

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FULL NAME: Atul M. Mehta

ADDRESS: 252 East Crescent Avenue  
Ramsey, New Jersey 07446

(XX) INDIVIDUAL ( ) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

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ADDRESS:

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NAME OF PERSON SIGNING

TITLE OF PERSON SIGNING

ADDRESS OF PERSON SIGNING

  
SIGNATURE

July 17, 1997  
DATE

Sol Barer  
President, COO  
Celgene Corporation  
7 Powder Horn Drive  
Warren, NJ 07059